



GAIL FARBER, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331

<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

September 29, 2015


The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

29 September 29, 2015


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

RESOLUTION OF SUMMARY VACATION RIDING AND HIKING TRAIL EASEMENT EAST OF 8TH AVENUE IN THE CITY OF ARCADIA (SUPERVISORIAL DISTRICT 5) (3 VOTES)

SUBJECT

This action will allow the County of Los Angeles to vacate an easement for riding and hiking trail purposes east of 8th Avenue in the City of Arcadia that is no longer needed for public use.

IT IS RECOMMENDED THAT THE BOARD:

1. Find this action categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the easement for riding and hiking trail purposes east of 8th Avenue in the City of Arcadia has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation and that it may, therefore, be vacated, pursuant to Section 8333(a) of the California Streets and Highways Code.
3. Find that the easement for riding and hiking trail purposes east of 8th Avenue in the City of Arcadia has been superseded by relocation and that there are no other public facilities located within the easement and that it may, therefore, be vacated, pursuant to Section 8333(c) of the California Streets and Highways Code.

4. Find that the easement for riding and hiking trail purposes east of 8th Avenue in the City of Arcadia is not useful as a nonmotorized transportation facility as required by Section 892 of the California Streets and Highways Code.

5. Adopt the Resolution of Summary Vacation (Conditional), pursuant to Section 8324 of the California Streets and Highways Code.

6. Upon approval, authorize the Director of Public Works or her designee to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles to vacate the easement for riding and hiking trail purposes east of 8th Avenue (Easement) in the City of Arcadia since it no longer serves the purpose for which it was dedicated and is not required for public use.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness/Fiscal Sustainability (Goal 1). The vacation of the Easement will result in added revenue through assessment and taxation and will enhance the public's accessibility to and enjoyment of the trail.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be vacated contains approximately 788 square feet as shown on the map that is attached to the enclosed Resolution of Summary Vacation. As a condition of this vacation, Trailside Development, LLC, the underlying property owner, will be dedicating an area of approximately 960 square feet to the County as an easement for riding and hiking trail purposes.

The County's interest in the Easement was recorded on November 3, 1949, as Instrument No. 2142, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles as an easement for riding and hiking trail purposes.

EGL Associates, on behalf of Trailside Development, LLC, the underlying property owner, requested the vacation of the Easement to provide additional buildable area and permit the development of a subdivision to build new homes. Also, the condition to dedicate a replacement easement for riding and hiking trail purposes will provide the County with the necessary rights over the existing riding and hiking trail. The existing trail is maintained by the Department of Parks and Recreation and is adjacent to the Santa Anita Wash, which is within a Los Angeles County Flood Control District easement.

The California Streets and Highways Code Section 8333(a) provides that the legislative body of a local agency may summarily vacate a public service easement if the easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.

The California Streets and Highways Code Section 8333(c) provides that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superseded by relocation or determined to be excess by the easement holder and there are no other public facilities located within the easement.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Easement and will result in the property being unencumbered by the Easement and available to the property owner for use without the restriction of the Easement.

ENVIRONMENTAL DOCUMENTATION

This action is categorically exempt from the provisions of the CEQA as specified in Sections 15305 and 15321 of the CEQA Guidelines, which state that this class of project consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, has been determined not to have a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will allow the unnecessary riding and hiking trail easement to be extinguished and a replacement easement to be dedicated for the existing trail maintained by Parks and Recreation. The residents of the nearby County unincorporated area and cities will benefit, and their quality of life will be further improved.

CONCLUSION

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of the Board's minute order. Retain one original for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset
Management)
Chief Executive Office (Rochelle Goff)
County Counsel
Executive Office

**RESOLUTION OF SUMMARY VACATION
RIDING AND HIKING TRAIL EASEMENT EAST OF 8TH AVENUE
(CONDITIONAL)**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for riding and hiking trail purposes (hereinafter referred to as the Easement) in, over, and across the real property as legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement east of 8th Avenue is located in the City of Arcadia in the County of Los Angeles, State of California.
2. The Easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.
3. The Easement has been superseded by relocation and there are no other public facilities located within the easement.
4. The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.
5. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8330.
6. The vacation of the Easement is conditioned upon the fee owner dedicating a replacement easement for riding and hiking trail purposes over the existing trail. This condition must be met to the satisfaction of the Department of Public Works within 12 months of the date this resolution is adopted by the Board of Supervisors, or the vacation will terminate and become null and void.
7. Upon the satisfaction of the above condition, the Director of Public Works or her designee is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement will be terminated.
8. From and after the date this resolution is recorded, the Easement will no longer constitute a public service easement.

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The foregoing resolution was on the 29th day of September 2015 adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

MARY WICKHAM
Interim County Counsel

By 
Deputy

PATRICK OGAWA
Acting Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By 
Deputy



RA:mr

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EXHIBIT A

Project Name: RIDING AND HIKING TRAIL
EAST OF 8TH AVENUE

8TH AVENUE 31-99VAC

Affects: Santa Anita Wash Parcel No. 3
36-RW 9.1

A.I.N. 5780-023-083

T.G. 567-F7

I.M. 144-277

R.D. CITY OF ARCADIA

S.D. 5

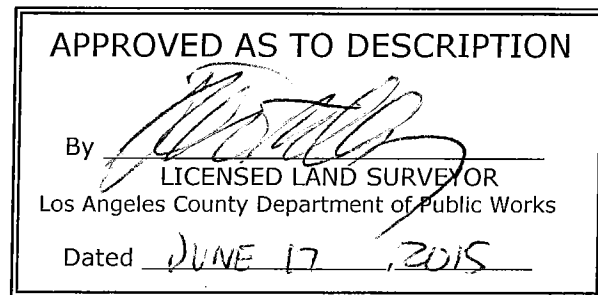
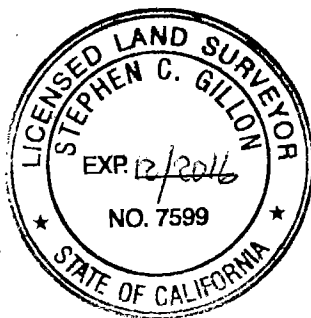
M1488108

LEGAL DESCRIPTION

PARCEL NO. 31-99VAC (Vacation of riding and hiking trail easement):

That certain parcel of land in Lot 76 of Tract No. 808, as shown on map recorded in Book 16, pages 82 and 83, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, described in deed to said county recorded on November 3, 1949, as Instrument No. 2142, of Official Records, in the office of said Registrar-Recorder/County Clerk.

Total area containing: 788± square feet



8TH AV

60

VAR

55

55

52.75'

TR NO 69958

1

2

3

4

5

MB 1366-7-10

KAITLYN PL

SEE DETAIL

76 (POR) (440.92')

TR NO 808

60

MB 16-82-83

DETAIL

NOT TO SCALE

TR 69958

TR 808

76 (POR)

A.I.N. 5780-023-083

OR 20131799975

INSTRUMENT NO. 2142

COUNTY OF LOS ANGELES

EASE-RIDING & HIKING

31-99VAC

31-99RH.1

PHYSICAL TRAIL

EXISTING

65'

EASTERLY LINE OF LOT 76

15'

12'

14.62' (PLAN)

65.68'

14.62' (PLAN)

15'

65'

440.92'

MB 16-82-83

SANTA ANITA WASH

SANTA ANITA WASH

LICENSED LAND SURVEYOR

STEPHEN C. GILLON

EXP. 12/2016

NO. 7599

STATE OF CALIFORNIA

BY [Signature] 9/17/15
LICENSED SURVEYOR DATE

LOS ANGELES COUNTY DEPARTMENT OF PUBLIC WORKS
SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

LEGEND

PROPOSED RIDING & HIKING TRAIL
EASEMENT TO BE VACATED.
TOTAL AREA = 788± SQ.FT.

T.G. 567-F7

I.M. 144-277

S.D. 5

R.D. CITY OF ARCADIA

RIDING AND HIKING TRAIL EAST OF 8TH AVENUE

PROPOSED RIDING & HIKING TRAIL
EASEMENT TO BE DEDICATED.
TOTAL AREA = 960± SQ.FT.

DATE _____

6-17-15

SCALE:

$$1'' = 100'$$

A.I.N

5780-023-083

* BY SEPARATE DOCUMENT
() DENOTES RECORD DIMENSION

PREPARED BY R. AVANCENA

PROJECT I.D.
MPV0000166

PROJECT NO.
M1488108